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5		Hanarahla Indaa Danianin II Gattle
6		Honorable Judge Benjamin H. Settle
7	UNITED STATES DIST	
8	WESTERN DISTRICT OF WASHINGTON AT TACOMA	
9	CLAMBED AN ODENIGED MARRIEW DAY	NO. 611 5404 PHG
10	CLYDE RAY SPENCER, MATTHEW RAY SPENCER, and KATHRYN E. TETZ,	NO. C11-5424-BHS
11	Plaintiffs,	SECOND DECLARATION OF
12	v.	JEFFREY FREIMUND IN SUPPORT OF SUMMARY
13	FORMER DEPUTY PROSECUTING ATTORNEY FOR CLARK COUNTY	JUDGMENT FOR DEFENDANTS
14	JAMES M. PETERS, DETECTIVE	NOTE ON MOTION
15	SHARON KRAUSE, SERGEANT MICHAEL DAVIDSON, CLARK COUNTY	NOTE ON MOTION CALENDAR: June 22, 2012
16	PROSECUTOR'S OFFICE, CLARK COUNTY SHERIFF'S OFFICE, THE COUNTY OF CLARK, SHIRLEY	
17	SPENCER, and JOHN DOES ONE	
18	THROUGH TEN,	
19	Defendants.	
20	Pursuant to 28 U.S.C. § 1746, JEFFREY	FREIMUND, declares under penalty of
21	perjury under the laws of the State of Washington and the United States of America that the	
22	following is true and accurate:	·
23	I am an attorney representing defendant Michael Davidson in the above-captioned	
24		
25	matter. I am over the age of 18, competent to testif	y about the matters stated herein, and make
26	this declaration based on my personal knowledge.	

1	2. Attached to this declaration as Exhibit 1 is a true and accurate copy of an email
2	exchange between plaintiffs' and defendants' counsel regarding plaintiffs' request for a two
3	week extension to file their responses to defendants' pending summary judgment motions, and
4	their request for available deposition dates for the named defendants to be set months later
5	well after they would have filed their summary judgment responses.
6	
7	3. Defendant Michael Davidson retired from the Clark County Sheriff's Office in
8	September 1993, and has not worked for the County since.
9	SIGNED this 21 <sup>st</sup> day of June, 2012 in Olympia, WA.
10	s/Jeffrey A. O. Freimund
11	JEFFREY A. O. FREIMUND, WSBA No. 17384 Freimund Jackson Tardif & Benedict Garratt, PLLC
12	711 Capitol Way South, Suite 602 Olympia, WA 98502
13	Telephone: (360) 534-9960 Fax: (360) 534-9959
14	jeffF@fjtlaw.com Attorney for Defendant Michael Davidson
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1	CERTIFICATE OF SERVICE	
2	I hereby certify that on June 22, 2012, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification	
3	of such filing to the following:	
4	Douglas H. Johnson, Attorney Pro Hac Vice for Plaintiffs Clyde Ray Spencer, Matthew Ray Spencer, and Kathryn E. Tetz	
5	dhjohnson43@aol.com Kathleen T. Zellner, Attorney Pro Hac Vice for Plaintiffs Clyde Ray Spencer,	
7	Matthew Ray Spencer, and Kathryn E. Tetz <u>kathleen.zellner@gmail.com</u> Daniel T. Davies, Attorney for Plaintiffs Clyde Ray Spencer, Matthew Ray Spencer,	
8	and Kathryn E. Tetz dandavies@dwt.com	
9	Daniel J. Judge, Attorney for Defendant James M. Peters <u>danieli@atg.wa.gov</u>	
10	Patricia C. Fetterly, Attorney for Defendant James M. Peters Patriciafl@atg.wa.gov	
11	Bernard F. Veljacic, Attorney for Defendants Clark County Prosecutor's Office; Clark County Sheriff's Office, & Clark County	
12	Bernard. Veljacic@clark.wa.gov William H. Dunn, Attorney for Defendant Shirley Spencer	
13	dunnwh@pacifier.com Gary A. Western, Attorney for Defendant Shirley Spencer	
14	western@wscd.com Guy Bogdanovich, Attorney for Defendant Sharon Krause gbogdanovich@lldkb.com	
15	googaanovionom	
16		
17 18	s/Janice Flaherty JANICE FLAHERTY	
10	Legal Assistant to JEFFREY A. O. FREIMUND, WSBA No. 17384	
20	Freimund Jackson Tardif & Benedict Garratt, PLLC	
21	711 Capitol Way South, Suite 602 Olympia, WA 98502	
22	Telephone: (360) 534-9960 Fax: (360) 534-9959	
23	<u>jeffF@fjtlaw.com</u> Attorney for Defendant Sergeant Michael Davidson	
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